

DISTRICT COURT OF GUAM  
TERRITORY OF GUAM

**FILED**  
DISTRICT COURT OF GUAM

APR 28 2008

JEANNE G. QUINATA  
Clerk of Court

UNITED STATES OF AMERICA,

Appellee,

- vs -

BRIAN WILLIAM ELM,

Appellant.

C.A. #06-10641

D.C. #CR-05-00053-006-JCC

CLERK'S CERTIFICATE  
OF TRANSMITTAL

UNITED STATES OF AMERICA  
DISTRICT COURT OF GUAM

I, Jeanne G. Quinata, Clerk of the District Court of Guam, for the Territory of Guam, do hereby certify that pursuant to Rule 11 of the Federal Rules of Appellate Procedure Section (a) and (b) for the United States Court of Appeals, I am transmitting herein to the United States Court of Appeals for the Ninth Circuit said documents consecutively numbered according the filing date as shown in the Docket Sheet, attached hereto.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the said District Court of Guam, this 28<sup>th</sup> day of April, 2008.

JEANNE G. QUINATA  
CLERK, DISTRICT COURT OF GUAM

By:

Marilyn B. Atcon  
Deputy Clerk

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Appellee,</b>	)	<b>C.A. #06-10641</b>
	)	<b>D.C. #CR-05-00053-006-JCC</b>
<b>- vs -</b>	)	
	)	
<b>BRIAN WILLIAM ELM,</b>	)	
	)	
<b>Appellant.</b>	)	
<hr/>	)	

**RECORD ON APPEAL  
FROM THE TERRITORY OF GUAM**

**RECORD ON APPEAL  
(Available on PACER)**

**REPORTER'S TRANSCRIPTS  
(Doc #337, Doc #359, Docs #378 thru Docs #385)**

**THE HONORABLE JOHN C. COUGHENOUR**

**NAMES AND ADDRESSES OF ATTORNEYS OF RECORD**

**Karon V. Johnson  
Assistant U.S. Attorney  
Suite 500, Sirena Plaza  
108 Hernan Cortez Avenue  
Hagatna, Guam 96910**

**Richard D. Rome  
7100 Hayvenhurst Avenue  
Penthouse C  
Van Nuys, CA 91406-3804**



# District Court of Guam

4TH FLOOR, U.S. COURTHOUSE  
520 WEST SOLEDAD AVENUE  
HAGĀTÑA, GUAM 96910

Telephone: (671) 473-9100; Facsimile: (671) 473-9152  
www.gud.uscourts.gov



FRANCES M. TYDINGCO-GATEWOOD  
Chief Judge

JEANNE G. QUINATA  
Clerk of Court

April 28, 2008

Ms. Cathy Catterson  
OFFICE OF THE CLERK  
U.S. COURT OF APPEALS  
FOR THE NINTH CIRCUIT  
95 Seventh Street  
P.O. Box 193939  
San Francisco, California 94119-3939

**Re: C.A. No. 06-10641 - CR-05-00053-006-JCC**  
**U.S.A. - vs - Brian William Elm**

Dear Ms. Catterson:

In reference to the above-entitled matter, forwarded is the record transmittal form consisting of the following:

- Record on Appeal (Available via PACER)
- Reporter's Transcript (Doc #337, Doc #359, Docs #378 thru Docs #385)
- Docket Sheet

Sincerely,

*Marilyn B. Alcon*  
Marilyn B. Alcon  
Deputy Clerk

Enclosures

**NOTE: Please return documents when finished. Please acknowledge receipt on attached letter.**